

M I N U T E S
SANDY CITY COUNCIL MEETING
Sandy City Hall - Council Chamber Room #211
10000 Centennial Parkway
Sandy, Utah 84070

August 16, 2005

Meeting was commenced at 7:10 p.m.

PRESENT:

Council Members: Chairman John Winder, Vice Chairman Steve Fairbanks, Bryant Anderson, Scott Cowdell, Linda Martinez-Saville, and Dennis Tenney

Mayor: Tom Dolan

Others in Attendance: CAO Byron Jorgenson; City Attorney Walter Miller; Assistant Director Community Development Nick Duerksen; Public Works Director Rick Smith; Deputy to the Mayor John Hiskey; Police Chief Stephen Chapman; Parks & Recreation Director Nancy Shay; CAO Jamie Davidson; Council Office Director Phil Glenn; Council Office Executive Secretary Pam Lehman

ABSENT/EXCUSED:

Councilman Chris McCandless (Vacation)

1. **OPENING REMARKS/PRAYER/PLEDGE:**

The Prayer was offered by **Boy Scout Mason Archibald** of Troop #907, and the Pledge was led by **Cameron Archibald**, also of Troop #907.

2. **CITIZEN(S) COMMENTS:**

- a. **Javier Paz**, 10081 Roseboro Road, asked for the Council's assistance in resolving an issue with the sale of his home. He reported that on March 7th, he placed his home on the market to sell. He lives near the area where they are installing the POMA [Point of the Mountain Aqueduct] pipeline. He claimed that the heavy equipment tilted the retaining wall in his backyard, causing the appraisal of his home to be less than expected. He was advised by Metropolitan Water to contact their insurance company to file a claim for the damage caused to his retaining wall. After a lengthy process, Mr. Paz's stated that his claim was denied. He presented to the Council a copy of a letter and appraisal report on his claim.

Dennis Tenney stated that it seemed to him that Mr. Paz may have a valid claim. Mr. Tenney asked the Administration to look further into Mr. Paz's claim to determine if Mr. Paz's claim can be resolved.

Scott Cowdell asked Mr. Paz if he had the appraiser look at the retaining wall when the damage first took place. Also, if Mr. Paz had documentation from the Water District on why his request was denied.

Mr. Paz noted that an appraisal was carried out on the damage where an inspector and engineer came to analyze damage to the wall.

Scott Cowdell asked if at any time anyone admitted that damage had occurred to the wall.

Mr. Paz stated "no". He said that he was informed that there were certain steps that needed to be taken in order to determine if there was negligence on the Water District's part. He stated that the insurance company's conclusion on Mr. Paz's claim came to him in a verbal format telling him that he did not have a valid claim.

Scott Cowdell asked City Attorney Wally Miller what course of action could be taken on the City's part to help resolve Mr. Paz's concern. Mr. Cowdell invited Mr. Paz to speak with Mr. Miller regarding this matter.

Wally Miller indicated that the Administration would look into both parties perceptions in order to be able to determine if this issue can be resolved.

Linda Saville asked Mr. Paz to give Mr. Glenn a telephone number to contact him through so that he is able to keep the Council aware of the claim's disposition.

As there were no further comments, Chairman Winder closed Citizen Comments.

COUNCIL ITEMS:

3. **Interlocal Agreement: Water System Maintenance on Jordan School District Property**
Resolution #05-67 C - authorizing the execution of an Interlocal Cooperation Agreement between Board of Education of Jordan School District and Sandy City Corporation regarding Water System Maintenance on Jordan School District Property.

DISCUSSION: **Attorney Pat Casaday** reported that the Interlocal Agreement between the Board of Education of the Jordan School District and Sandy City Corporation will require that Sandy City continue to maintain the City Water System including water meters and meter vaults that are located on the Jordan School District property. The agreement also states that the City will consult with the District on maintenance of the District's water system when requested by the District. The Jordan School District will maintain their system with cooperation from the City in all matters involving the impact of operations of the District System on the City System. The District will request and receive approval from the City prior to installing, upgrading, or adding any District water system equipment to the City Water System in order to protect the interface between the two systems and prevent impacts on the City system that are contrary to City standards. Mr. Casaday reported that the Jordan School District has adopted and signed the Interlocal Agreement.

MOTION: **Dennis Tenney** made the motion to adopt Resolution #05-67 C, authorizing the execution of an Interlocal Cooperation Agreement between the Board of Education of the Jordan School District and Sandy City Corporation regarding Water System Maintenance on Jordan School District Property.

SECOND: **Bryant Anderson**

VOTE: **Tenney- Yes; Anderson - Yes, Fairbanks- Yes; Saville- Yes; Cowdell- Yes; McCandless -Absent; Winder- Yes**

6 in favor - 1 absent

4. **Appointment to the Public Safety Committee [Robert Beardshall]**
Resolution #05- 68 C - appointing a member to the Sandy City Public Safety Committee.

MOTION: **Dennis Tenney** made the motion to adopt Resolution #05-68 C, appointing Robert Beardshall to the Sandy City Public Safety Committee to fill a term ending March 31, 2007.

SECOND: **Bryant Anderson**

VOTE: **Tenney- Yes; Anderson - Yes; Cowdell - Yes; Fairbanks- Yes; Saville- Yes; McCandless -Absent; Winder- Yes.**

6 in favor - 1 absent

5. **Appointments to the Sandy City Board of Adjustment [Tracy Cowdell/William Bustos]**
Resolution #05- 08 M - providing the Council's advice and consent to the Mayoral appointment of members to the Sandy City Board of Adjustment.

MOTION: **Dennis Tenney** made the motion to adopt Resolution #05-08 M, providing the Council's advice and consent to the Mayoral appointments of Tracy Cowdell and William Bustos as members to the Sandy City Board of Adjustment

SECOND: **Linda Saville**

VOTE: **Tenney- Yes; Saville - Yes Fairbanks- Yes; Anderson- Yes; Cowdell- Yes; McCandless-Yes; Winder- Yes**

6 in favor - 1 absent

6. **Council Decision: Street Name Change - 10225 South to Glacier View Drive**

DISCUSSION: **Council Office Director Phil Glenn** reminded the Council that he acted, on the Council's behalf, as the hearing officer for the August 2nd public hearing to consider the Street Name Change for 10225 South to Glacier

View Drive. The City Council was attending various Night Out Against Crime activities that were held throughout the City that evening. Mr. Glenn noted that he and the applicant, Natalie Hovik, were the only two individuals present at the hearing. He reported that the applicant presented a reasonable case as to why the street numbering should be changed to a street name. Mr. Glenn recommended to the Council that they approve the request to change the name.

Bryant Anderson asked Mr. Glenn to explain the reasons why the citizens petitioned the City for the street name change.

Phil Glenn explained that the main reason behind the street name change was to improve safety and mail delivery. The residents were concerned that Emergency responders could be slowed down by the present street number system, especially, because of the north south streets that intercept east west movement in the area.

MOTION: **Dennis Tenney** made the motion to have documents bought back at the August 30, 2005 City Council Meeting, adopting the Street Name Change from 10225 South to Glacier View Drive.

SECOND: **Linda Saville**

VOTE: **Tenney- Yes; Saville - Yes, Fairbanks- Yes; Anderson- Yes;**

Cowdell- Yes; McCandless- Absent; Winder- Yes

6 in favor - 1 absent

MINUTES:

7. Approving the **July 12, 2005, July 26, 2005**, and the **August 2, 2005** City Council Meeting Minutes.

MOTION: **Dennis Tenney** made the motion to approve the July 12, 2005 City Council Meeting Minutes as amended, and the July 26th and August 2nd City Council Meeting Minutes as written.

SECOND: **Steve Fairbanks**

VOTE: **The Council responded unanimously in the affirmative.**

All in favor

8. **MAYOR'S REPORT:**

a. No report.

9. **CAO'S REPORT:**

a. No report.

10. **COUNCIL OFFICE DIRECTOR'S REPORT:**

a. **Mr. Glenn** presented documents to the City Council pertaining to the Employee Summer Picnic, their monthly calendars, a disclosure on a consulting agreement to generate RDA funding for the 114th South Interchange, and a document that City Attorney Wally Miller alluded to earlier in Planning Meeting.

11. **OTHER COUNCIL BUSINESS:**

a. **Scott Cowdell** referenced a newspaper article reporting on how Salt Lake City's water system is losing billions of gallons of water a year. Mr. Cowdell expressed concern, since the City is tied into the Metropolitan Water District, that it does not become part of the City's financial responsibility to help pay for improvements and lost revenues that Salt Lake is currently experiencing with their water system. He felt that the Administration should encourage Salt Lake City to take the necessary measures to improve their system.

CAO Byron Jorgenson indicated that Salt Lake City and their City Council have historically tried to hold down costs by not allocating necessary funding to replace some of the old pipelines that still exist in the City. Mr. Jorgenson reported that Sandy's water system is fairly new and in much better shape than Salt Lake City's water system. He also noted that Sandy residents do not subsidize Salt Lake City's water usage.

b. **Linda Saville** presented a copy of a letter from Beautification Committee member Jean Corey announcing her resignation from the committee. Councilwoman Saville noted that Mrs. Corey has expressed a desire to serve on the Historic Committee.

- c. **John Winder** gave a brief report on the Utah League of Cities Legislative Policy Committee Meeting that he attended this past Monday. He gave a brief update on the Urban Wildlife Interface Proposal, Private Property takings, State Roads etc. He told the Council that he would prepare a copy of the RDA Task Force update to be placed in the Council packets.

At approximately 7:40 p.m., **Scott Cowdell** made a motion to **adjourn** Council Meeting, motion seconded by **Dennis Tenney**.

The content of the minutes is not intended, nor are they submitted, as a **verbatim transcription** of the meeting. These minutes are a **brief overview** of what occurred at the meeting.

John B. Winder
Council Chairman

Pam Lehman
Council Executive Secretary

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